## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CLAUDINE L. TRIGLIA,

Plaintiff,

Civil Action No: 07-cv-6905 -WCC

-against-

STIPULATION AND ORDER OF DISMISSAL

PEPSICO, INC., PEPSICO PENSION MANAGEMENT SERVICES, LTD, and PEPSI-COLA BOTTLING COMPANY OF NEW YORK, INC.,

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, attorneys of record for the parties hereto, that whereas no party hereto is an infant or an incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the above-captioned action, the action be, and hereby is, discontinued with prejudice, and without costs to any party as against the other.

Dated: New York, New York March 31, 2008

## LUBOJA & THAU, LLP

THE HILPERT LAW OFFICE

By: David A. Stein, Esq. (DS-1631) Attorneys for Defendants PepsiCo, Inc. and PepsiCo Pension Mgmt., Ltd. 10 East 40<sup>th</sup> Street, 30<sup>th</sup> Floor New York, New York 10016 (212) 779-9800

SO ORDERED:

Steven Felsenfeld, Esq. (SF-2014) Attorneys for Plaintiff Claudia L. Triglia 75 South Riverside Avenue Croton-on-Hudson, NY 10520

(914) 271-2100

U.S.D.J.